

**BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the First Amended Accusation)	
Against:)	
)	
GURDEEP SINGH RANU, M.D.)	MBC File # 08-2011-217928
)	
Physician's & Surgeon's)	
Certificate No. A 32266)	
)	
_____ Respondent.)	


**ORDER CORRECTING NUNC PRO TUNC
CLERICAL ERROR IN "FIRST NAME" PORTION OF DECISION**

On its own motion, the Medical Board of California (hereafter "board") finds that there is a clerical error in the "first name" portion of the Decision in the above-entitled matter and that such clerical error should be corrected so that the first name will conform to the Board's issued decision.

IT IS HEREBY ORDERED that the first name contained on the Decision Order Page in the above-entitled matter be and hereby is amended and corrected nunc pro tunc as of the date of entry of the decision to read as "GURDEEP SINGH RANU".

IT IS SO ORDERED November 25, 2014.

MEDICAL BOARD OF CALIFORNIA

By: 
Dev Gnanadev, M.D., Chair
Panel B

**BEFORE THE
MEDICAL BOARD OF CALIFORNIA
DEPARTMENT OF CONSUMER AFFAIRS
STATE OF CALIFORNIA**

In the Matter of the First Amended)

Accusation Against:)

GURDDEP SINGH RANU, M.D.)

File No. 08-2011-217928

Physician's and Surgeon's)

Certificate No. A 32266)

Respondent)


DECISION AND ORDER

The attached Stipulated Settlement And Disciplinary Order is hereby adopted as the Decision and Order of the Medical Board of California, Department of Consumer Affairs, State of California.

This Decision shall become effective at 5:00 p.m. on December 19, 2014.

IT IS SO ORDERED November 21, 2014.

MEDICAL BOARD OF CALIFORNIA

By: 
Dev Gnanadev, M.D., Chair
Panel B

1 KAMALA D. HARRIS
Attorney General of California
2 ROBERT MCKIM BELL
Supervising Deputy Attorney General
3 JOHN S. GATSCHET
Deputy Attorney General
4 State Bar No. 244388
California Department of Justice
5 1300 I Street, Suite 125
P.O. Box 944255
6 Sacramento, California 94244-2550
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7 Facsimile: (916) 327-2247
Attorneys for Complainant

8
9 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11 In the Matter of the First Amended Accusation
12 Against:

13 GURDEEP SINGH RANU, M.D.

14 5557 E. Kings Canyon
15 Fresno, California 93727

16 Physician's and Surgeon's Certificate A 32266,

17 Respondent.

Case No. 08-2011-217928

OAH No. 2013120569

**STIPULATED SETTLEMENT AND
DISCIPLINARY ORDER**

18
19 **IT IS HEREBY STIPULATED AND AGREED** by and between the parties to the above-
20 entitled proceedings that the following matters are true:

21 **PARTIES**

22 1. Kimberly Kirchmeyer ("Complainant") is the Executive Director of the Medical
23 Board of California ("Board"). She brought this action solely in her official capacity and is
24 represented in this matter by Kamala D. Harris, Attorney General of the State of California, by
25 John S. Gatschet, Deputy Attorney General.

26 2. Respondent Gurdeep Singh Ranu, M.D. ("Respondent") is represented in this
27 proceeding by attorney Dirk B. Paloutzian of 5260 North Palm Avenue, Fourth Floor, Fresno,
28 California 93704.

1 3. On May 8, 1978, the Board issued Physician's and Surgeon's Certificate number A
2 32266 to Respondent. That license was in full force and effect at all times relevant to the charges
3 brought in Accusation No. 08-2011-217928 and will expire on March 31, 2016, unless renewed.

4 **JURISDICTION**

5 4. A First Amended Accusation in case 08-2011-217928 was filed before the Board and
6 is currently pending against Respondent. The original Accusation and all other statutorily
7 required documents were properly served on Respondent on October 21, 2013. Respondent
8 timely filed his Notice of Defense contesting the Accusation. Respondent waives formal service
9 of the First Amended Accusation and agrees that the Board has jurisdiction to discipline his
10 license.

11 5. A copy of the First Amended Accusation is attached as Exhibit A and is incorporated
12 herein by reference.

13 **ADVISEMENT AND WAIVERS**

14 6. Respondent has carefully read, fully discussed with counsel, and understands the
15 charges and allegations in First Amended Accusation No. 08-2011-217928. Respondent has also
16 carefully read, fully discussed with counsel, and understands the effects of this Stipulated
17 Settlement and Disciplinary Order.

18 7. Respondent is fully aware of his legal rights in this matter, including his right to a
19 hearing on the charges and allegations in the First Amended Accusation; his right to be
20 represented by counsel at his own expense; his right to confront and cross-examine the witnesses
21 against him; his right to present evidence and to testify on his own behalf; his right to the issuance
22 of subpoenas to compel the attendance of witnesses and the production of documents; his right to
23 reconsideration and court review of an adverse decision; and all other rights accorded by the
24 California Administrative Procedure Act and other applicable laws.

25 8. Respondent voluntarily, knowingly, and intelligently waives and gives up each and
26 every right set forth above.

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1 **CULPABILITY**

2 9. Respondent understands and agrees that the charges and allegations in First Amended
3 Accusation No. 08-2011-217928, if proven at a hearing, constitute cause for imposing discipline
4 upon his Physician's and Surgeon's Certificate.

5 10. For the purpose of resolving the First Amended Accusation without the expense and
6 uncertainty of further proceedings, Respondent does not contest that, at an administrative hearing,
7 Complainant could establish a prima facie case with respect to the charges and allegations
8 contained in the First Amended Accusation No. 08-2011-217928.

9 11. Respondent agrees that his Physician's and Surgeon's Certificate is subject to
10 discipline and he agrees to be bound by the Board's imposition of discipline as set forth in the
11 Disciplinary Order below.

12 **RESERVATION**

13 12. The admissions made by Respondent herein are only for the purposes of this
14 proceeding, or any other proceedings in which the Medical Board of California or other
15 professional licensing agency is involved, and shall not be admissible in any other criminal or
16 civil proceeding.

17 **CONTINGENCY**

18 13. This stipulation shall be subject to approval by the Medical Board of California.
19 Respondent understands and agrees that counsel for Complainant and the staff of the Medical
20 Board of California may communicate directly with the Board regarding this stipulation and
21 settlement, without notice to or participation by Respondent or his counsel. By signing the
22 stipulation, Respondent understands and agrees that he may not withdraw his agreement or seek
23 to rescind the stipulation prior to the time the Board considers and acts upon it. If the Board fails
24 to adopt this stipulation as its Decision and Order, the Stipulated Settlement and Disciplinary
25 Order shall be of no force or effect, except for this paragraph, it shall be inadmissible in any legal
26 action between the parties, and the Board shall not be disqualified from further action by having
27 considered this matter.

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14. The parties understand and agree that Portable Document Format (PDF) and facsimile copies of this Stipulated Settlement and Disciplinary Order, including Portable Document Format (PDF) and facsimile signatures thereto, shall have the same force and effect as the originals.

15. In consideration of the foregoing admissions and stipulations, the parties agree that the Board may, without further notice or formal proceeding, issue and enter the following Disciplinary Order:

DISCIPLINARY ORDER

A. PUBLIC REPRIMAND

IT IS HEREBY ORDERED that Physician's and Surgeon's Certificate No. A 32266 issued to Respondent, Gurdcep Singh Ranu, M.D., shall be and is hereby Publicly Reprimanded pursuant to California Business and Professions Code 2227, subdivision (a)(4). This Public Reprimand, which is issued in connection with Respondent's care and treatment of patient J.B. as set forth in First Amended Accusation No. 08-2011-217928, is as follows:

“Between August 16, 2007, and September 12, 2007, you failed to provide care and treatment for patient J.B. in accordance with the standard of practice in the medical community by failing to maintain adequate and accurate medical records, failing to recognize physical findings, and failing to order diagnostic tests, as more fully described in First Amended Accusation No. 08-2011-217928.”

B. MEDICAL RECORD KEEPING COURSE

Within 60 calendar days of the effective date of this Decision, Respondent shall enroll in a course in medical record keeping equivalent to the Medical Record Keeping Course offered by the Physician Assessment and Clinical Education Program, University of California, San Diego School of Medicine ("Program"), approved in advance by the Board or its designee. Respondent shall provide the program with any information and documents that the Program may deem pertinent. Respondent shall participate in and successfully complete the classroom component of the course not later than six (6) months after Respondent's initial enrollment. Respondent shall successfully complete any other component of the course within one (1) year of enrollment. The

1 medical record keeping course shall be at Respondent's expense and shall be in addition to the
2 Continuing Medical Education ("CME") requirements for renewal of licensure.

3 A medical record keeping course taken after the acts that gave rise to the charges in the
4 Accusation, but prior to the effective date of the Decision may, in the sole discretion of the Board
5 or its designee, be accepted towards the fulfillment of this condition if the course would have
6 been approved by the Board or its designee had the course been taken after the effective date of
7 this Decision.

8 Respondent shall submit a certification of successful completion to the Board or its
9 designee not later than 15 calendar days after successfully completing the course, or not later than
10 15 calendar days after the effective date of the Decision, whichever is later. Failure to
11 successfully complete the course within six (6) months of Respondent's initial enrollment shall
12 constitute unprofessional conduct and grounds for further disciplinary action.

13 C. EDUCATION COURSE. Within 90 calendar days of the effective date of this
14 Decision, Respondent shall submit to the Board or its designee for its prior approval educational
15 program(s) or course(s) which shall not be less than 40 hours. The educational program(s) or
16 course(s) described under this section will be in addition to the course requirement set forth in the
17 requirement titled "**B. MEDICAL RECORD KEEPING COURSE.**" The educational
18 program(s) or course(s) shall be aimed at correcting any areas of deficient practice or knowledge
19 and shall be Category I certified. The educational program(s) or course(s) shall be at
20 Respondent's expense and shall be in addition to the Continuing Medical Education (CME)
21 requirements for renewal of licensure. Within 365 calendar days of the effective date of this
22 Decision, Respondent shall provide proof of attendance for 65 hours of CME of which 40 hours
23 were in satisfaction of this condition.

24 Failure to successfully complete the additional 40 hours of CME within 365 calendar days
25 of the effective date of this Decision, unless the Board or its designee agrees in writing to an
26 extension of that time, shall constitute unprofessional conduct and grounds for further disciplinary
27 action.

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ACCEPTANCE

I have carefully read the above Stipulated Settlement and Disciplinary Order and have fully discussed it with my attorney, Dirk B. Paloutzian. I understand the stipulation and the effect it will have on my Physician's and Surgeon's Certificate. I enter into this Stipulated Settlement and Disciplinary Order voluntarily, knowingly, and intelligently, and agree to be bound by the Decision and Order of the Medical Board of California.

DATED:

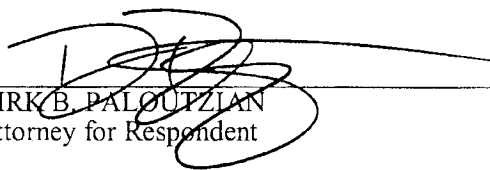
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GURDEEP SINGH RANU, M.D.
Respondent

I have read and fully discussed with Respondent Gurdeep Singh Ranu, M.D. the terms and conditions and other matters contained in the above Stipulated Settlement and Disciplinary Order. I approve its form and content.

DATED:

10/9/14


DIRK B. PALOUTZIAN
Attorney for Respondent

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ENDORSEMENT

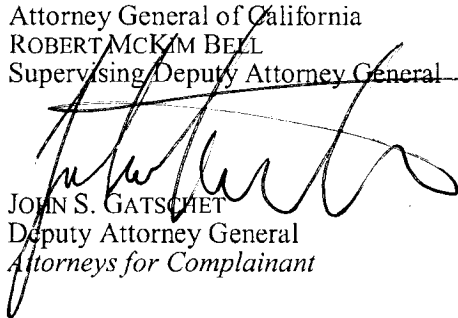
The foregoing Stipulated Settlement and Disciplinary Order is hereby respectfully
submitted for consideration by the Medical Board of California.

Dated:

10/7/2014

Respectfully submitted,

KAMALA D. HARRIS
Attorney General of California
ROBERT MCKIM BELL
Supervising Deputy Attorney General


JOHN S. GATSCHEIT
Deputy Attorney General
Attorneys for Complainant

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Exhibit A

First Amended Accusation No. 08-2011-217928

1 KAMALA D. HARRIS
Attorney General of California
2 ROBERT MCKIM BELL
Supervising Deputy Attorney General
3 JOHN S. GATSCHE
Deputy Attorney General
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FILED
STATE OF CALIFORNIA
MEDICAL BOARD OF CALIFORNIA
SACRAMENTO October 2 20 14
BY R. FIRDAYS ANALYST

8
9 **BEFORE THE**
MEDICAL BOARD OF CALIFORNIA
10 **DEPARTMENT OF CONSUMER AFFAIRS**
STATE OF CALIFORNIA

11
12 In the Matter of the First Amended Accusation
Against:

13 **GURDEEP SINGH RANU, M.D.**
14 5557 E. Kings Canyon
Fresno, CA 93727

Case No. 08-2011-217928

OAH No. 2013120569

**FIRST AMENDED
ACCUSATION**

15 Physician's and Surgeon's Certificate No. A 32266

16 Respondent.
17

18
19 Complainant alleges:

20 **PARTIES**

21 1. Kimberly Kirchmeyer ("Complainant") brings this Accusation solely in her official
22 capacity as the Executive Director of the Medical Board of California, Department of Consumer
23 Affairs ("Board"). On or about May 8, 1978, the Board issued Physician's and Surgeon's
24 Certificate Number A 32266 to Gurdeep Singh Ranu, M.D. ("Respondent"). The Physician's and
25 Surgeon's Certificate was in full force and effect at all times relevant to the charges brought
26 herein and will expire on March 31, 2016, unless renewed.

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3. Section 2227 of the Code provides that a licensee who is found guilty under the Medical Practice Act may have his or her license revoked, suspended for a period not to exceed one year, placed on probation and required to pay the costs of probation monitoring, or such other action taken in relation to discipline as the Board deems proper.

"The board shall take action against any licensee who is charged with unprofessional conduct. In addition to other provisions of this article, unprofessional conduct includes, but is not limited to, the following:

"(b) Gross negligence.

"(1) An initial negligent diagnosis followed by an act or omission medically appropriate for that negligent diagnosis of the patient shall constitute a single negligent act.

"(d) Incompetence.

"(f) Any action or conduct which would have warranted the denial of a certificate.

1 "(g) The practice of medicine from this state into another state or country without meeting
2 the legal requirements of that state or country for the practice of medicine. Section 2314 shall not
3 apply to this subdivision. This subdivision shall become operative upon the implementation of
4 the proposed registration program described in Section 2052.5.

5 "(h) The repeated failure by a certificate holder, in the absence of good cause, to attend and
6 participate in an interview scheduled by the mutual agreement of the certificate holder and the
7 board. This subdivision shall only apply to a certificate holder who is the subject of an
8 investigation by the board."

9 5. Section 2266 of the Code states: The failure of a physician and surgeon to maintain
10 adequate and accurate records relating to the provision of services to their patients constitutes
11 unprofessional conduct.@

12 **FIRST CAUSE FOR DISCIPLINE**

13 (Repeated Negligent Acts)
14 [Bus. & Prof. Code § 2234(c)]

15 6. Respondent is subject to disciplinary action under section 2234(c) in that his care and
16 treatment of patient J.B.¹ constitutes repeated negligent acts. The circumstances are as follows:

17 7. On or about August 16, 2007, J.B. was born and examined by Respondent. J.B.'s
18 birth weight was recorded at 9 lb. 4 oz. Respondent's physical exam noted no abnormal findings.
19 Respondent saw J.B. the following two days with brief notes in the chart indicating no issues.
20 J.B. was discharged from the hospital on August 18, 2007, in stable condition.

21 8. On or about August 20, 2007, Respondent saw J.B. with presenting complaints of
22 "wheeze in chest" and "frequent stools." J.B.'s weight was recorded at 8 lb. 13 oz. Respondent
23 examined J.B. Parts of Respondent's chart note were illegible. On the chart note, Respondent
24 drew a line through the throat, neck, chest, and heart portions of the exam template; Respondent
25 told the Medical Board Investigator that this meant "all this was ok." Respondent recorded that

26 ¹ Patient and physician names are abbreviated herein to protect patient confidentiality.
27 Full names will be provided upon receipt of a properly executed and served Request for
28 Discovery.

1 J.B.'s lungs were clear with good air exchange and the rest of the exam was normal except for
2 mild jaundice. Respondent recommended some formula changes and a follow up in ten days.

3 9. On or about September 5, 2007, J.B. returned to Respondent with a chief complaint of
4 "follow up on wheezing." J.B.'s weight (10 lb., 9 oz.) and temperature were recorded but no
5 other vital signs were recorded. Respondent's physical exam notes and diagnosis were mostly
6 illegible; Respondent told the Medical Board Investigator that he had documented that there was
7 mild wheezing but good air exchange and diagnosed "well child with bronchospasm." There is
8 no documentation of a cardiac or abdominal exam although Respondent told the Medical Board
9 Investigator that he examined both areas. Respondent prescribed an albuterol inhaler with spacer
10 and advised the mother to take J.B. to the emergency room if her condition worsened.

11 10. On or about September 12, 2007, J.B. returned to Respondent with the presenting
12 complaint of stuffy nose and wheezing. J.B.'s weight was recorded at 11 lb., 7 oz. The history
13 from this visit included a statement that J.B. did not have a fever and was eating well.
14 Respondent's documentation of the exam was limited to the nose and lungs but the
15 documentation was illegible. Respondent told the Medical Board Investigator that J.B. had "no
16 rales," "did have wheezing" and "stuffy rhinitis." Respondent's diagnosis was rhinitis and
17 bronchospasm. Respondent's treatment plan was to continue albuterol, add amoxicillin to
18 prevent any secondary infection, and nasal saline drops for nasal congestion. Respondent again
19 advised M.B. to take J.B. to the emergency room if J.B. got worse and to change to soy formula.

20 11. Respondent's conduct constitutes repeated negligent acts and subject him to
21 discipline within the meaning of Code section 2234(c) as follows:

22 a. Respondent's failure to provide a legible and complete chart note for the August 20,
23 2007 office visit is a departure from the standard of care;

24 b. Respondent's failure to recognize physical findings that could suggest heart failure,
25 including excessive weight gain and wheezing, on September 5, 2007, is a departure from the
26 standard of care;

27 c. Respondent's failure to provide a legible and complete chart note for the September
28 5, 2007 office visit is a departure from the standard of care;

1 d. Respondent's failure to recognize physical findings that could suggest heart failure,
2 including excessive weight gain and wheezing, on September 12, 2007, is a departure from the
3 standard of care;

4 e. Respondent's failure to provide a legible and complete chart note for the September
5 12, 2007 office visit is a departure from the standard of care;

6 f. Respondent's failure to consider and order any diagnostic tests, including a chest x-
7 ray, is a departure from the standard of care; and

8 g. Respondent's failure to consider any of the multiple etiologies of wheezing in a
9 newborn infant even after failure to respond to treatment for the presumptive diagnosis is a
10 departure from the standard of care.

11 **SECOND CAUSE FOR DISCIPLINE**

(Inadequate Records)

12 [Bus. & Prof. Code § 2266]

13 12. Complainant realleges paragraphs 6 through 11 above, and incorporates them by
14 reference as if fully set forth herein.

15 13. Respondent is subject to disciplinary action under section 2266 in that he failed to
16 maintain adequate and legible records with respect to his care and treatment of patient J.B.

17 **DISCIPLINE CONSIDERATIONS**

18 14. To determine the degree of discipline, if any, to be imposed on Respondent,
19 Complainant alleges that on or about May 22, 1996, in a prior disciplinary action entitled In the
20 Matter of the Accusation Against Gurdeep Singh Ranu, M.D. before the Medical Board of
21 California, in Case Number 08-1994-36287, Respondent's license was disciplined. Specifically,
22 Respondent's license was revoked, the revocation was stayed and Respondent was placed on
23 probation for three years. That decision is now final and is incorporated by reference as if fully
24 set forth.

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1 PRAYER

2 **WHEREFORE**, Complainant requests that a hearing be held on the matters herein alleged,
3 and that following the hearing, the Medical Board of California issue a decision:


4 1. Revoking or suspending Physician's and Surgeon's Certificate Number A 32266,
5 issued to Gurdeep Singh Ranu, M.D.;

6 2. Revoking, suspending or denying approval of Gurdeep Singh Ranu, M.D.'s authority
7 to supervise physician assistants, pursuant to section 3527 of the Code;

8 3. Ordering Gurdeep Singh Ranu, M.D. to pay the Medical Board of California the costs
9 of probation, if placed on probation; and

10 4. Taking such other and further action as deemed necessary and proper.

11 DATED: October 2, 2014


KIMBERLY KIRCHMEYER
Executive Director
Medical Board of California
Department of Consumer Affairs
State of California
Complainant

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